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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/009,499	05/30/2002	Claus Pedersen	087955-0260	4966
30542 7590 01/23/2008 FOLEY & LARDNER LLP P.O. BOX 80278 SAN DIEGO, CA 92138-0278			EXAMINER NGUYEN, CINDY	
			ART UNIT 2161	PAPER NUMBER
			MAIL DATE 01/23/2008	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Office Action Summary

**Application No.**

10/009,499

**Applicant(s)**

PEDERSEN, CLAUS

**Examiner**

Cindy Nguyen

**Art Unit**

2161

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 26 November 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 24-59 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 24-42 and 47-59 is/are allowed.
- 6) ☒ Claim(s) 43-46 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- ☐ Notice of Informal Patent Application
- ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

This is response to communication filed 11/26/07.

### ***Response to Arguments***

Applicant's arguments with respect to claims 43-46 have been considered but are moot in view of the new ground(s) of rejection.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 43-46 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hawkins (US 20010032254) in view of Wolfe (US 5870770).

Regarding claim 43, Hawkins discloses: a communication device (100, fig. 1) for accessing a server accessible via a proxy (180, fig. 1), a device comprising a transceiver (170, fig. 1) and a browser (104, fig. 1), the transceiver establishing a session with a proxy, the proxy providing access to the server wherein the browser is operable to retrieve first content from the server simultaneously with further content

linked to the first content by making a request generated by the browser (i.e., the proxy server 180 transmits a typical page of web content to the wireless communication device 100 in roughly 500 bytes. This can be challenging given that most web pages have lots of formatting information, hot links and images..., paragraph 0089 and further in paragraph 0384, browser 104 sends a request to the proxy server 180 to return the document referenced by the hyperlink in the base URL. In order to process this looks up the URL of the hyperlink in that document, fetches the document corresponding to the hyperlink and returns it to the wireless client).

Hawkins).

However, Hawkins didn't disclose: retrieve first content from the server simultaneously with further content linked to the first content by making a request generated by the browser. On the other hand, Wolfe discloses: retrieve first content from the server simultaneously with further content linked to the first content by making a request generated by the browser (i.e., retrieving a first document and second document (link document) over a network and displaying the first document and second document simultaneously displaying in the windows... see col. 3, lines 45-60, Wolfe).

Thus, at the time invention was made, it would have been obvious to a person of ordinary skill in the art to include the steps retrieve first content from the server simultaneously with further content linked to the first content by making a request generated by the browser in the system of Hawkins as taught by Wolfe. The motivation being to enable the method to display simultaneously related documents enable the

user to selectable representations of related documents which are relevant to the first content see abstract.

Regarding claim 44, all the limitations of this claim have been noted in the rejection of claim 43 above. In addition, Hawkins discloses further including a memory in which the retrieved content is stored (0106, Hawkins).

Regarding claim 45, all the limitations of this claim have been noted in the rejection of claim 43 above. In addition, Hawkins discloses: wherein the browser retrieves the further content from a further server (0384, Hawkins).

Regarding claim 46, all the limitations of this claim have been noted in the rejection of claim 43 above. In addition, Hawkins discloses: wherein the browser is selectively operable to retrieve the further content (0384, Hawkins).

#### ***Allowable Subject Matter***

Claims 24-42, 47-59 are allowed in light of the applicant arguments and in light of the prior art made of record.

The following is an examiner's statement of reasons for allowance: the prior art of record failed to disclose: make obvious, or otherwise suggest : a cellular communication terminal for fetching content from at least one server, the terminal comprising: wherein a copy of the first content and a copy of the link content is fetched simultaneously upon a request

generated by the browser application, the request is sent through the transmitter as a data packet, comprising an instruction to the server to send a copy of the first content from a given location in the server, indicated by the access point, together with a copy of the link content, simultaneously as recited in claims 24, 32, 36, 47, 51, 53, 56 and 58.

The dependent claims 25-31, 33-35 and 37-42, 48-50, 52, 54, 55, 57 and 59 being further limiting to the independent claims 24, 32, 36, 47, 51, 53, 56 and 58 definite and fully enable by the specification are also allowed.

#### ***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cindy Nguyen whose telephone number is 571-272-4025. The examiner can normally be reached on 8:30-5:00.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Apu Mofiz can be reached on 571-272-4080. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Application/Control Number:  
10/009,499  
Art Unit: 2161

Page 6

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Cindy Nguyen



ETIENNE LEROUX  
PRIMARY EXAMINER